JRM:dks 1/22/04



Attorney's Matter No. 60081

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Rhoads et al.

Application No.: 09/476,686

Filed: December 30, 1999

PERSONAL AUDIO APPLIANCE For:

Examiner: Song, Hosuk

Date: January 22, 2004

Art Unit 2131

Conf. No. 8157

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on January 22, 2004, as First Class Mail in an envelope addressed to: COMMISSIONER FOR

PATENTS, P.O. Box 1450, Alexandria, V. 1450

Joe R. Meyer Attorney for Applicant

FEB 0 3 200

INFORMATION DISCLOSURE STATEMENT

Technology Center 2100

COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, VA 22313-1450

Applicants submit herewith information of which they are aware, and which they believe may be material to the examination of the application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56. The information is listed on the attached Form PTO-1449.

This information disclosure statement is being filed after the mailing date of a First Office Action on the merits and before the first mailing date of Final Office Action (37 C.F.R. § 1.113), or Notice of Allowance (37 C.F.R. § 1.311).

The submission of information on the attached Form PTO-1449 is not intended as an admission that any such information constitutes prior art against the claims of the application under examination. Applicants do not waive any right to take any appropriate action to antedate or otherwise remove any information from the attached Form PTO-1449.

Please charge the fee of \$180.00 under 37 C.F.R. § 1.17(p) and any additional fees or credit any overpayment in connection with the filing of this Information Disclosure Statement to Deposit Account No. 50-1071.

Date: January 22, 2004

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Respectfully submitted.

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